HOME SECRETARIAT.

NOTIFICATION.

No. HD 106 TBS 67, Bangalore, dated 4—6th October 1967.

Ordered that the Government of India, Ministry of Industrial Development and Company Affairs, (Department of Industrial Development) Order No. 1(113/65-A.L. Ind. (I) dated 19th September 1967 published in Part II, Section III, sub-section (ii) of the *Gazette of India*, Extraordinary dated 19th September 1967, be republished in the *Mysore Gazette*, for general information.

By Order and in the name of the Governor of Mysore,

C. RAJANNA,

123 *Under Secy. to Govt., Home Dept.*

GOVERNMENT OF INDIA

MINISTRY OF INDUSTRIAL DEVELOPMENT AND COMPANY AFFAIRS,

(Department of Industrial Development)

New Delhi, the 28th Bhadra, 1889 19th September 1967.

ORDER

S. O. 3407.—In exercise of the powers conferred by section 18G of the Industries (Development and Regulation) Act, 1951 (65 of 1961), the Central Government hereby makes the following Order further to amend the Scooters (Distribution and Sale) Control Order, 1960, namely:—

1. (1) This Order may be called the Scooters (Distribution and Sale) Control (Amendment) Order, 1967.

(2) It shall come into force on the date of its publication in the Official Gazette.

2. In the Scooters (Distribution and Sale) Control Order, 1960—

(i) in clause 2, in sub-clause (d),—

(a) for the words "includes every description of" the expression "includes,—

(i) every description of"

shall be substituted;

(b) the expression "(ii) a three-wheeler whether called and motor knaw, a delivery van or by any other name;" shall be added at the end;

(ii) In clause 5,

(a) in sub-clause (i), for the words "Schedule" the words and figures "Schedule I or, as the case may be, Schedule II" shall be substituted;

(b) in sub clause (2), for the letters and figures "Rs. 250" the letters figures and words "Rs. 500 in the case of a three wheeler and Rs. 250 in any other case" shall be substituted;

(iii) in clause 7, for the second proviso the following proviso shall be substituted, namely.—

"provided further that the Controller or, in a State an officer appointed for the purpose by the Government of that State, may after making such enquiries as he deems fit, authorise the dealer by permit in writting to sell the scooter—

(a) if the person whose name has been registered in the register of the dealer is dead, to the heir of such person;

(b) if it is company and subsequent to the registration of its name in the register of the dealer;

(i) it has changed its name, in the name of the company so changed;

(ii) it has transferred the undertaking, property and liabilities to any other company as a result of amalgamation sanctioned by the court, in the name of the company to which the undertaking, property and liabilities have been transferred;

(iii) it is amalgamated as a result of order of the Central Government made in that behalf, in the name of the company resulting from the amalgmation and specified in that order";

(iv) after clause 7, the following new clause shall be inserted, namely:

"7A. **Sale of scooter which is a three-wheeler under hire purchase scheme.**—Where a person intends to purchase a scooter which is a three-wheeler in terms of *bonafide* hire purchase agreement, the dealer may, while selling the said scooter to him, issue the invoice in the name of the hire-purchasing company which has financed the purchase of that scooter with an endorsement thereon that the scooter is for the person whose name is on the register maintained in the said dealer under clause 6 ";

(v) in clause 9, in sub clause (i), for the words "one year", the words "two years in the case of a three-wheeler and one year in any other case" shall be substituted;

(vi) the schedule shall be renumbered as "Schedule I" and in the heading to Schedule I as so renumbered, for the words "scooter/Motor-Cycle" the words "scooter other than a three wheeler" shall be substituted;

(vii) after schedule I as so renumbered the following schedule shall be inserted, namely:—

"SCHEDULE II"

[*See* clause 5 (i)]

Application for the purchase of a scooter which is a three-wheeler

To

(Name and address of the dealer)

Dear Sir,

I/we want to purchase a.....(Description of the three-wheeler scooter),

2. Please book my/our order and let me/us know the registration number of the order and the price of the said three wheeler scooters. I/we forward herewith a Post Office Saving Bank Pass Book to show that I/we have opened a Security Deposit Account in..... Post Office for Rs 5 0 pledged in your favour which will not be withdrawn by me/us except on a written authority from you at the time the vehicle is ready for delivery.

3. The other requisite particulars are given below—

(a) Full name and address of the applicant:

(b) Vocation of the applicant and the normal place of business or residence;

(c) Whether the applicant pays income tax;

(d) Purpose for which the vehicle is required;

(e) If the vehicle is required to be plied as a public carrier, the number and date of the permit obtained from the Transport authorities may be indicate; where no permit has already been obtained, the date of application for a permit and the route or area or which the permit has been sought may be stated;

(f) If the vehicle is required to replace a vehicle already in use, the following particulars of the old vehicle should be furnished:

Make with Engine and Chassis number	Number of years for which is has been in use	Registration Number and dated	Permit Number

(g) Particulars of the three wheeler scooter, if any, owned by the applicant during the two years preceeding the date of the application in the following form:

(A) Vehicle still in possession.

Registration number of the vehicles	Make	Pay-load	Date of purchase

(B) Vehicles which have been sold during the last two years.

Registration number of the vehicles	Make	Pay-load	Date of purchase	Date of sale	Name and address of party whom the vehicle has been sold.

(h) whether the applicant has registered for a three wheeler scooter with any other dealer; (if the answer is yes, the particulars of the order should be stated);

(i) Number and date of the Post Office Security Deposit Account;

(j) Specifications of the three wheeler scooter to be purchased;

(k) What arrangements have been made for the payment of the price of the vehicle? (If it is proposed to acquire it on hire-purchase basis, the name and address of the financier from whom it is proposed to get the necessary funds may be stated or if it is intended to obtain a loan for the payment of the price, the name and address of the creditor and whether the vehicle is proposed to be mortgaged by way of security, shall all be stated).

4. Further, I/we do solmenly affirm and declare that I/we have not purchased a new three wheeler scooter during this calendar year.

Yours faithfully,

Signature of applicant/s.

Date.. .....

[File No. 1 (113) 65-A. E. Ind. (I).]

Sd./ N. SUBRAHMANYAM,
Special Secretary to the Government of India.

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